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NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

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**ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION
HYDERABAD.**

Lr.No.APERC / Secy / F.No.S-19 (Vol.II) / D.No.802 / 2022.

Date: 23-12-2022.

**CONSUMER GRIEVANCES REDRESSAL FORUM, VIDYUT OMBUDSMAN AND
CONSUMER ASSISTANCE THIRD AMENDMENT REGULATION
REGULATION No. 7 OF 2022**

INTRODUCTION

Whereas the Andhra Pradesh Electricity Regulatory Commission (hereinafter referred to as 'the Commission') notified the Andhra Pradesh Electricity Regulatory Commission (Consumer Grievances Redressal Forum, Vidyut Ombudsman and Consumer Assistance) Regulation, 2016 (Regulation No.3 of 2016) (hereinafter referred to as 'the Principal Regulation') which was published in the AP Extraordinary Gazette on 16.02.2016.

Whereas the first amendment to the Principal Regulation was notified by the commission in the AP Extraordinary Gazette on 29.01.2021 (vide Regulation No.1 of 2021) and the second amendment to the Principal Regulation was notified in the AP Extraordinary Gazette on 25.05.2022 (vide Regulation No.3 of 2022).

Whereas the Commission, after taking cognizance of some of the recent orders passed by the Consumer Grievances Redressal Forum in contravention of the relevant provisions of the Electricity Act, 2003 and the GTCS (General Terms and Conditions of Supply), felt it necessary to provide an opportunity to the licensees to file applications before the Forum for review of the orders passed by the latter in case they were passed in contravention of the relevant provisions of the EA,2003, GTCS, Retail Supply Tariff Orders and other extant Acts, Regulations, Rules and Orders of the Commission.

Accordingly, a draft amendment to the Principal Regulation along with a Public Notice was published on the Commission's website on 23.11.2022 inviting the stakeholders and interested parties to send their comments/suggestions/objections, if any, to the Commission within 14 days from the date of Public Notice. However, no comments/suggestions/objections were received on the proposed amendment.

Therefore, the Commission in exercise of the powers conferred on it by sub-section (1) of Section 181 of the Electricity Act, 2003 and clauses (r) and (s) of sub-section (2) of Section 181 read with sub-sections (5) to (7) of Section 42 of the Electricity Act, 2003 (Central Act 36 of 2003) and all other powers enabling it in that behalf, amends the Andhra Pradesh Electricity Regulatory Commission Consumer Grievances Redressal Forum, Vidyut Ombudsman and Consumer Assistance Regulation, 2016 as below:

PART-I GENERAL

1. Short title, extent and commencement:

(i) This Regulation may be called the Andhra Pradesh Electricity Regulatory Commission (Consumer Grievances Redressal Forum, Vidyut Ombudsman and Consumer Assistance Regulation, 2016) Third Amendment Regulation, 2022.

(ii) This Regulation shall come into force with effect from the date of its publication in the Andhra Pradesh Gazette.

(iii) This Regulation shall extend to the whole State of Andhra Pradesh.

PART-II AMENDMENT

2. The following new clause is added after the end of clause 13.10 of the Principal Regulation:

“13.11. (i) The licensee may file an application before the Forum for review of the order passed by the latter on the discovery that the said order is in contravention of the relevant provisions of the EA,2003, GTCS, Retail Supply Tariff Orders and other extant Acts,

Regulations, Rules and Orders of the Commission. The licensee shall clearly state in the application the grounds for the review accompanied by such documents and supporting data to substantiate such review. The application for review shall be filed by the licensee within thirty (30) days of the date of the order.

(ii) The Forum, before disposing of the review, shall provide an opportunity for the opposite party(ies)/complainant(s) to be heard.

(iii) The Forum shall dispose of the Review petition with utmost expedition and communicate the review orders to all the parties in the case before it and also to the Commission, within three (3) working days of the date of such orders.”

(By order of the Commission)

Hyderabad
23.12.2022

K. RAJA BAPAI AH,
Commission Secretary (I/c).

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